

06-01-01

5640

Sector  
JC03 Rec'd PCT/PTO 31 May 2001

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

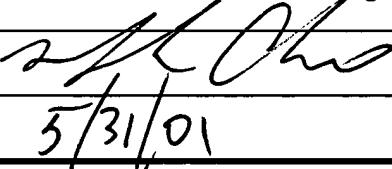
<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/700,643
		Filing Date	11/16/00
		First Named Inventor	H. MATSUMOTO
		Group Art Unit	tba
		Examiner Name	tba
Total Number of Pages in This Submission	16	Attorney Docket Number	2523 US0P

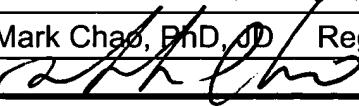
TECH CENTER 1600/2900

AUG 23 2001

RECEIVED

<b>ENCLOSURES (check all that apply)</b>				
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard.		
			Remarks	
			The Commissioner is Hereby Authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 500799.	

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
Firm or Individual name	Mark Chao, PhD, JD Reg. No. 37,293
Signature	
Date	5/31/01

<b>CERTIFICATE OF MAILING</b>			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <u>5/31/01</u>			
Typed or printed name	Mark Chao, PhD, JD	Reg. No.	37,293
Signature		Date	5/31/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Ex. Mail # EL 79268830045



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/700643  
Filed: 11/16/00  
1<sup>st</sup> Inventor: MATSUMOTO, Hirokazu  
For: Antibody and Use Thereof  
Atty. Dkt. No. 2523 USOP

Art Unit: Tba  
Examiner: Tba  
Allowed:  
Batch:  
Paper No.:

9/25/01  
TECH CENTER 1600/2900

AUG 23 2001

RECEIVED

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Sir:

The notification has been issued in error since the Applicants have already submitted an executed Declaration for the above-identified application in a submission dated February 2, 2001.

Applicants enclose a copy of the submission of a duly executed Declaration of the inventors for the above-identified application and a copy of the USPTO stamped return receipt postcard.

Should the Examiner believe that a conference with applicants' attorney would advance prosecution of this application, he is respectfully requested to call applicants' attorney at (847) 383-3372.

Respectfully submitted,

Dated: May 31, 2001

Philippe Y. Riesen, Reg. No. 35,657  
Mark Chao, Ph.D., Reg. No. 37,293  
Attorney for Applicants  
Customer No. 23115



UNITED STATES PATENT AND TRADEMARK OFFICE		
Commissioner for Patents, Box PCT United States Patent and Trademark Office Washington, D.C. 20231 www.uspto.gov		
U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/700843	MATSUMOTO	H 2523USOP
INTERNATIONAL APPLICATION NO.		
PCT/JP99/02650		
I.A. FILING DATE		PRIORITY DATE
20 MAY 99		21 MAY 98

DATE MAILED: **23 MAY 2001**

**NOTIFICATION OF A DEFECTIVE RESPONSE**

1.  The request for an extension of time (37 CFR 1.136(a)) filed \_\_\_\_\_ is defective because the required fee is missing/insufficient. Extension of time fees are listed at 37 CFR 1.17(a)(1)-(a)(5).
2.  Applicant's response filed \_\_\_\_\_ was received in the Office after the expiration of the period for response set in the Office notification mailed \_\_\_\_\_. This application will become abandoned unless applicant obtains an extension of time to reply to the last Office notification under 37 CFR 1.136(a).
3.  Applicant's response filed **14 MAY 2001** is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS (Form PCT/DO/EO/905) mailed **27 APR 2001** have not been completed.

Translation of the international application into English.  
 which is defective for the reasons indicated on the attached Notice of Defective Translation.

Processing fee (37 CFR 1.492(f)).  
 Oath or Declaration of inventors(s).  
 not in compliance with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

Surcharge (37 CFR 1.492(e)).  
 Sequence Listing.  
 not in compliance with 37 CFR 1.821-1.825 for the reasons indicated on the attached PCT/DO/EO/920.

Additional claim fees.

A SIGNED DECLARATION IS REQUIRED.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements (Form DO/EO/905), whichever is the longer. No extension of this time limit may be granted under 37 C.F.R. § 1.136, but the period for response set in the Notification of Missing Requirements (Form DO/EO/905) may be extended under 37 C.F.R. § 1.136(a).

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

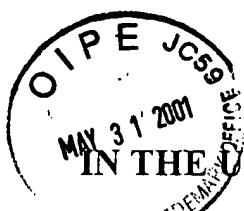
Enclosed:  PCT/DO/EO/917       Notice of Defective Translation  
 PCT/DO/EO/920

Anita D. Johnson

Telephone: 703-305-3661

FORM PCT/DO/EO/916 (March 2001)

**MAY 23 2001**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/700643  
Filed: Mailed 11/16/00  
1<sup>st</sup> Inventor: MATSUMOTO, Hirokazu  
For: Antibody and Use Thereof  
Atty. Dkt. No. 2523 USOP

Art Unit: Tba  
Examiner: Tba  
Allowed:  
Batch:  
Paper No.:

**CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10**

USPS EXPRESS MAIL LABEL No. EL 783844655US

DATE IN: February 2, 2001

**Itemized Papers/Items:**

1. This certificate and a Return Receipt Postcard (2 pages).
2. Transmittal Letter (1 pg)
3. Executed Declaration (4 pgs)
4. Assignment and Recordation Cover Sheet & extra Fee Copy (4 pgs)

TECH CENTER 1600/2900

AUG 23 2001

**RECEIVED**

The undersigned hereby certifies that the above itemized papers are together being deposited with the Express Mail Post Office to Addressee service of the United States Postal Service (USPS) in an envelope with sufficient postage, having the USPS Express Mail Label No. shown above, and addressed to:

BOX PCT  
Commissioner for Patents  
Washington, D.C. 20231.

on this date, 2/2/01.

Dated:

2/2/01

  
Mark Chao, Ph.D., Reg. No. 37,293



RECEIVED

AUG 23 2001

TECH CENTER 1600/2900

Application No.:	09/700643	Art Unit:	Tba
Filed:	Mailed 11/16/00	Examiner:	Tba
1 <sup>st</sup> Inventor:	MATSUMOTO, Hirokazu	Allowed:	
For:	Antibody and Use Thereof	Batch:	
Atty. Dkt. No.	2523 USOP	Paper No.:	

The USPTO is requested to kindly acknowledge receipt of the following items:

1. This Postcard & Transmittal Letter (2 pgs)
2. Executed Declaration (4 pgs)
3. Assignment and Recordation Cover Sheet + Copy (4 pgs)

Respectfully submitted 2/2/01 For Customer No. 23,115  
Express Mail Label No. EL 783844655 US  
By Mark Chao, PhD, JD - Reg. No. 37,293

JC06 Rec'd PCT/PTO 02 FEB 2001

Application No.:	09/700643	Art Unit:	Tba
Filed:	Mailed 11/16/00	Examiner:	Tba
1 <sup>st</sup> Inventor:	MATSUMOTO, Hirokazu	Allowed:	
For:	Antibody and Use Thereof	Batch:	
Atty. Dkt. No.	2523 USOP	Paper No.:	

The USPTO is requested to kindly acknowledge receipt of the following items:

1. This Postcard & Transmittal Letter (2 pgs)
2. Executed Declaration (4 pgs)
3. Assignment and Recordation Cover Sheet + Copy (4 pgs)

Respectfully submitted 2/2/01 For Customer No. 23,115  
Express Mail Label No. EL 783844655 US  
By Mark Chao, PhD, JD - Reg. No. 37,293



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/700,643  
Filed: 11/16/2000  
1<sup>st</sup> Inventor: H. MATSUMOTO  
For: Antibody and Use Thereof  
Atty. Dkt. No. 2523 US0P

Art Unit: tba  
Examiner: tba  
Allowed:  
Batch:  
Paper No.:

TECH CENTER 1600/2900

AUG 23 2001

RECEIVED

## CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10

**USPS EXPRESS MAIL LABEL. No. EL 792688300US**

**DATE IN: May 31, 2001**

### **Itemized Papers/Items:**

1. This certificate and a Return Receipt Postcard (2 pgs.)
2. Transmittal Form (1 page X 2)
3. Response to Notification of Defective Response (1 page) and copy of Notification of Defective Response (1 page)
4. Copy of the submission of a duly executed Declaration of the inventors for the above-identified application and a copy of the USPTO stamped return receipt postcard (10 pages).

The undersigned hereby certifies that the above itemized papers are together being deposited with the Express Mail Post Office to Addressee service of the United States Postal Service (USPS) in an envelope with sufficient postage, having the USPS Express Mail Label No. shown above, and addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231.

on this date, 5/31/01

Dated: 5/31/01

Gail L. Winokur  
Gail L. Winokur